

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:
Bret BERNER et al.

Confirmation No.: 5481

Serial No.: 10/024,932

Group Art Unit: 1615

Filing Date: December 18, 2001

Examiner: Edward J. WEBMAN

Title: GASTRIC RETENTIVE ORAL DOSAGE FORM WITH RESTRICTED DRUG RELEASE IN
THE LOWER GASTROINTESTINAL TRACT

RESUBMITTED INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia

Sir:

Further to the Examiner's request in the Office Action of September 29, 2003, the Information Disclosure Statement of December 18, 2001, is resubmitted per the Examiner's request. In the Office Action, the Examiner indicated that the cited references were not available to the Examiner. As the cited references are provided with this paper, applicants respectfully request that the Examiner review and make of record the references identified below.

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U.S. PATENT DOCUMENTS		
Document No.	Issue Date or Publication Date	Name of Patentee or Applicant
4,695,467	9/22/87	Uemura et al.
4,910,021	3/20/90	Davis et al.
5,002,772	3/26/91	Curatolo et al.
5,007,790	4/16/91	Shell
5,425,950	6/20/95	Dandiker et al.
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5,891,474	4/6/99	Busetti et al.
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5,972,389	10/26/99	Shel
6,027,748	2/22/00	Conte et al.
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6,120,803	9/19/00	Wong et al.
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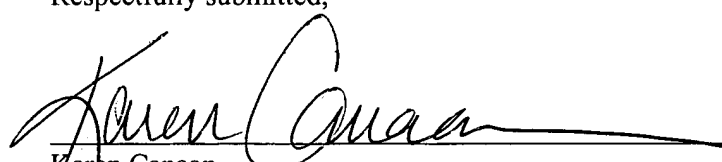
NONPATENT DOCUMENTS
Katori et al. (1995), "Estimation of Agitation Intensity in the GI Tract in Humans and Dogs Based on <i>in Vitro/in Vivo</i> Correlation," <i>Pharmaceutical Research</i> 12(2):237-243.

This Information Disclosure Statement is not intended as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that any of the above references constitutes prior art to the present application within the meaning of 35 USC § 102.

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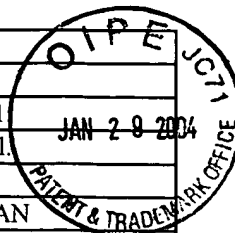
Respectfully submitted,

By:

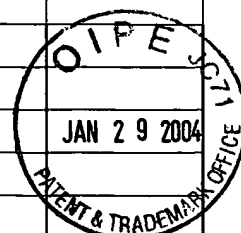

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Substitute for form 1449A/PTO <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(use as many sheets as necessary)</p>				Complete if Known <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>10/024,932</td> </tr> <tr> <td>Filing Date</td> <td>December 18, 2001</td> </tr> <tr> <td>First Named Inventor</td> <td>Bret BERNER et al.</td> </tr> <tr> <td>Art Unit</td> <td>1615</td> </tr> <tr> <td>Examiner Name</td> <td>Edward J. WEBMAN</td> </tr> <tr> <td>Attorney Docket Number</td> <td>3100-0001.20</td> </tr> </table>		Application Number	10/024,932	Filing Date	December 18, 2001	First Named Inventor	Bret BERNER et al.	Art Unit	1615	Examiner Name	Edward J. WEBMAN	Attorney Docket Number	3100-0001.20
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4,786,503	11/22/88	Edgren et al.
4,839,177	6/13/89	Colombo et al.
4,851,232	7/25/89	Urquhart et al.
4,865,849	9/12/89	Conte et al.
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5,085,865	2/4/92	Nayak
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5,840,329	11/24/98	Bai
5,861,173	1/19/99	Nishioka et al.
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Serial No. 10/152,914	Filed 5/20/02	Fara et al.

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EP 0795324 A2	9/17/97	Europe
WO 96/32097 A1	10/17/96	PCT
WO 98/55107 A1	12/10/98	PCT
WO 00/23045 A1	4/27/00	PCT
WO 00/38650 A1	7/6/00	PCT
WO 01/32217 A3	5/10/01	PCT
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WO 01/97783 A1	12/27/01	PCT
WO 02/083687 A1	10/24/02	PCT

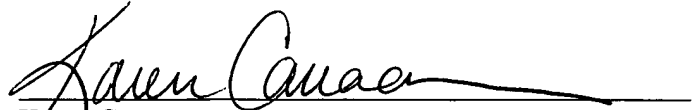
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Reynolds et al. (1998), "Polymer Erosion and Drug Release Characterization of Hydroxypropyl Methylcellulose Matrices" <i>Journal of Pharmaceutical Sciences</i> <u>87</u> (9):1115-1123.
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Yang et al. (1996), "Zero-Order Release Kinetics from a Self-Correcting Floatable Asymmetric Configuration Drug Delivery System," <i>Journal of Pharmaceutical Sciences</i> <u>85</u> (2):170-173.

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Respectfully submitted,

By:


Karen Canaan
Registration No. 42,382

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Menlo Park, California 94025
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Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.